

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEVADA**

RECEIVED & FILED  
FEB 4 2 42 PM '10

In re:

LOFTIN ASSOCIATES dba  
ORMSBY HOUSE,

Debtor(s)

X

Chapter 7

Case No. 90-31248GWZ

U.S. BANKRUPTCY COURT  
MARY A. SCHOTT, CLERK

HEARING DATE:

HERRING TIME:

X

**MOTION TO WITHDRAW  
MONEYS UNDER 28 U.S.C. 2042**

E.P.L.O. hereby petitions the Court for \$ 616.25 being held in the Registry of the Clerk, United States Bankruptcy Court, as unclaimed funds. Petitioner certifies that petitioner is a assignee of the creditor Bonnie Cosgrove in the above referenced bankruptcy proceeding and the unclaimed funds are lawfully due to petitioner. **THE CREDITOR** did not receive the dividend check in the above case for the following reason:

The Trustee's Notice of unclaimed funds lists Bonnie Cosgrove with an address of Box 2742 Carson City, NV 89702. That address is no longer valid. The change of address prevented delivery of the dividend check, Exhibit C is evidence that Bonnie Cosgrove once used the address on the trustee's notice.

The petitioner's current mailing address is:

E.P.L.O. 1939 S 1100 E Salt Lake City, Utah 84106

**IT APPEARING THAT** a dividend check in the amount \$616.25, was issued by the trustee to Bonnie Cosgrove, creditor in the above -referenced case.

**IT ALSO APPEARING THAT** said check was not negotiated by said payee and the trustee, pursuant to 11 U.S.C. section 347 (a) delivered the unclaimed funds to the Clerk, U.S. Bankruptcy Court .

**IT ALSO APPEARING THAT** the claim was transferred on 12/31/09 from Bonnie Cosgrove the original creditor listed on the claims register (see Exhibit A) to IKP Enterprises dba E.P.L.O., the assignee. The transfer document is attached to this document as Exhibit B.

**THEREFORE** the present creditor E.P.L.O., hereby petitions the court for \$616.25, which is the sum of all monies being held in the Registry of the Clerk, United States Bankruptcy Court, as unclaimed funds, which are due the creditor.

**THEREFORE** an application is made for an order directing the Clerk of the Court to pay said unclaimed funds to the order of E.P.L.O, (applicant ) and mail said check to the following address 1939 S 1100 E Salt Lake City, Utah 84106

  
Mike T. Trustee  
E.P.L.O.

Dated:

2/1/10